

Riverton City
REGULAR CITY COUNCIL MEETING & WORK SESSION
Minutes
Tuesday, May 7, 2013

Riverton City Hall
12830 South 1700 West
Riverton, Utah 84065

Attendance:

Mayor William R. Applegarth

Council Members:

Council Member Brent Johnson
Council Member Al Leavitt
Council Member Sheldon Stewart
Council Member Tracy Thaxton
Council Member Roy Tingey

City Staff:

Lance Blackwood, City Manager
Ryan Carter, City Attorney - *Excused*
Virginia Loader, Recorder
Jason Lethbridge, Planning Manager
Jeff Hawker, Asst. City Manager
Trace Robinson, Public Works Director
Sheril Garn, Public Services Director
Rod Norton, UPD Chief
Lisa Dudley, Finance Director

Citizens: Michael Johnson, Wyoma Darlington, Boy Scout Troops 1562 & 582, Craig Carlile, Greg Haws, Lisa McMurtrey, Jon Brady, Matt Stewart, Merillee Booren, Jason Bible, Tyler Perkins, Tamara Harris

GENERAL BUSINESS

6:31:54 PM **Call to Order and Roll Call** - Mayor Applegarth called the meeting to order at 6:31 p.m. and welcomed those in attendance. He then conducted a Roll Call and Council Members Johnson, Leavitt, Stewart, Thaxton and Tingey were present.

Pledge of Allegiance – Boy Scout Leader Sheldon Nielson, Troop 582, directed the Pledge of Allegiance.

PRESENTATIONS/REPORTS:

1. Recognition of Boy Scout Troops

Mayor Applegarth acknowledged the Boy Scouts and their leaders in attendance and issued an assignment to them to help clean headstones in the City Cemetery prior to Memorial Day.

6:38:48 PM Mayor Applegarth read the following Proclamations:

2. National Public Works Week Proclamation - proclaiming the week of **May 19 through May 25, 2013** as “**National Public Works Week**” in Riverton City, and called upon all citizens and civic organizations to acquaint themselves with the issues involved in providing public work service and to recognize the contributions which public works personnel make every day to our health, safety, comfort and quality of life.

3. National Water Week Proclamation – proclaiming **May 19 through May 25, 2013** as “**National Water Week**” in Riverton City, and called upon all citizens and civic organizations to acquaint themselves with “The Wonders of Water”, along with issues involved in providing our water and to recognize the contributions that water workers make every day to our health, safety, comfort and quality of life.

4. Riverton Choice Awards for Excellence in Education – Providence Hall Charter School

6:47:00 PM Council Member Al Leavitt presented the Riverton City Choice Awards for Excellence in Education to the following individuals selected from Providence Hall Charter Schools:

Ruth Pina is a quiet leader who influences other students to be better people. Her infectious smile and demeanor make people smile. She is a high achieving 9th grade student as well as a fantastic athlete. Her work ethic is unparalleled. Ruth leads by example and is not afraid to let people know where she stands on an issue and she does so with the utmost respect. We are proud to have Ruth Pina represent Providence Hall Charter School in any capacity.

Nikolus Barker is such an all around good kid and a terrific fifth grader. He shows that he cares for his peers. Nik is the first to volunteer for anything that the school or his classmates need. He participates in all of his classes. He also has some of the finest manners you will ever find. We are proud to nominate Nik Barker as our outstanding student at Providence Hall Charter School.

Kami Mecham has an amazing passion to each kid to read. She is a wonderful third grade teacher. Kami is always the first to step up and organize fun events for the school. No job is “too big” for her. Kami Mecham helps us make Providence Hall Charter School the “caring school” that kids love to attend.

Council Member Sheldon Stewart addressed the recipients and congratulated them on their accomplishments.

PUBLIC COMMENTS

6:53:47 PM Mayor Applegarth explained the public comment procedure and welcomed public comments. He spoke of the proposed rezone on the agenda regarding Park Haven and explained that discomfort from citizens has been expressed regarding the Park Haven Subdivision and read the following statement as a matter of record: “A development agreement was previously entered into between the City and the applicant, Mr. Akin, on April 3, 2000. The Council’s action on Ordinance No. 13-03 is not intended to act as a waiver of any provisions of that development

agreement.” Mayor Applegarth then reiterated that the issue was regarding a proposed rezone and asked that public comments address their reasons as to why or why not the RM zoning should be changed from RM-3 to RM-4. He then called for public comments.

7:00:30 PM Sheldon Nielson said he was in full support of development that is not high density.

7:01:00 PM There were no additional public comments and Mayor Applegarth closed the Public Comment period.

DISCUSSION/ACTION ITEMS

1. **Ordinance No. 13-03** – Rezoning 3.55 acres located at approximately 11973 South Park Haven Ln from R-3 (Residential 14,000 Square Foot Lots) to R-4 (Residential ¼ Acre Lots), Freiss Development, Applicant

7:01:43 PM Jason Lethbridge, Planning Manager, explained that Downing Aiken, representing Freiss Development, submitted an application for rezone of 3.55 acres located at 11973 South Park Haven Lane. The property is currently zoned R-3, as is the property to the south and west. The property to the east is zoned R-4, as is the property to the north. However, the property to the north, across the Midas Creek Channel, is an elementary school.

Mr. Lethbridge said that the property is part of the Park Haven Subdivision and is zoned R-3; however, because of the nature of the original approval in 1998, the majority of the lots within the development are ¼ acre lots. He said the proposed zoning would allow for development of lots that are consistent with the surrounding properties.

7:01:56 PM Council Member Roy Tingey stated that a development agreement was previously entered into between the City and the applicant, Mr. Akin, on April 3, 2000. The Council’s action on Ordinance No. 13-03 is not intended to act as a waiver of any provisions of that development agreement. He then **MOVED to adopt Ordinance No. 13-03, rezoning 3.55 acres located at approximately 11973 South Park Haven Lane from R-3 (Residential 14,000 square foot lots) to R-4 (Residential, 10,000 square foot lots) with the inclusion of an SD designation limiting development of the property to six (6) lots.** Council Member Al Leavitt **SECONDED** the motion. Mayor Applegarth called for discussion on the motion; there being none, he called for a Roll Call Vote. The vote was as follows: Johnson-Yes, Leavitt-Yes, Stewart-Yes, Thaxton-Yes and Tingey-Yes. **The motion passed unanimously.**

Mayor Applegarth said that when a Subdivision Application is made for the Park Haven Subdivision to the Planning Department, notice of a Planning Commission Public Hearing will be sent to residents within 300 feet of the proposed subdivision.

STAFF REPORTS 7:04:42 PM

1. **Lance Blackwood, City Manager** – No reports.
2. **Safety Training Report - Ryan Carter, City Attorney** – *Excused*

PUBLIC HEARINGS

There were no Public Hearings scheduled.

DISCUSSION/ACTION ITEMS *Continued*

2. Resolution No. 13-22 - Tentatively adopting Tentative Budgets for the 2013-2014 Fiscal Year

7:05:37 PM Mayor Applegarth explained that the Council Members have received the Tentative Budget for Fiscal Year 2013-2014, which is to be tentatively adopted by the City Council. The Tentative Budget will be reviewed and discussed and public hearings will be held prior to its final adoption. He then read his Budget Message prefacing the Tentative Budget explaining the budget in brief.

7:21:43 PM Council Member Sheldon Stewart **MOVED to adopt Resolution No. 13-22 - Tentatively adopting Tentative Budgets for the 2013-2014 Fiscal Year.** Council Member Tracy Thaxton **SECONDED** the motion. Mayor Applegarth called for discussion on the motion; there being none, he called for a Roll Call Vote. The vote was as follows: Johnson-Yes, Leavitt-Yes, Stewart-Yes, Thaxton-Yes and Tingey-Yes. **The motion passed unanimously.**

CONSENT AGENDA

7:22:33 PM Mayor Applegarth presented the following Consent Agenda:

1. **Minutes:** RCCM 04-23-13
2. **Bond Releases:** N/A
3. Set Public Hearing Date regarding the Tentative Budget for Fiscal Year 2013-2014 (*June, 4, 2013 and June 18, 2013 at 6:30 p.m.*)
4. Set Public Hearing Date regarding the proposed Compensation for Elective and Statutory Officers and all other Municipal Officers for Fiscal Year 2013-2014 (*June, 4, 2013 at 6:30 p.m.*)
5. Set Public Hearing Date regarding the proposed Municipal Fee Schedule for Fiscal Year 2013-2014 (*June, 18, 2013 at 6:30 p.m.*)
6. Set Public Hearing Date regarding the Final Amended Budget for Fiscal Year 2012-2013 (*June 18, 2013 at 6:30 p.m.*)
7. Wellhead Protection Zone associated with the well located at approximately 1050 West 12300 South – **Table** until RCCM June 4, 2013

7:25:18 PM Council Member Roy Tingey **MOVED to approve the Consent Agenda as presented.** Council Member Al Leavitt **SECONDED** the motion. Mayor Applegarth called for discussion on the motion; there being none, he called for a Roll Call Vote. The vote was as follows: Johnson-Yes, Leavitt-Yes, Stewart-Yes, Thaxton-Yes and Tingey-Yes. **The motion passed unanimously.**

ELECTED OFFICIAL REPORTS

Mayor Bill Applegarth – No report

Council Member Roy Tingey – No report

Council Member Sheldon Stewart – [7:26:23 PM](#) spoke of the South Valley Sanctuary and said they recently opened their Community Outreach Center and encouraged the City's support of that program and facility.

Council Member Tracy Thaxton – No report

Council Member Brent Johnson – No report

Council Member Al Leavitt – No report

UPCOMING MEETINGS

Mayor Applegarth reviewed the following tentative upcoming meetings:

1. May 21, 2013 – Work Session – 6:30 p.m.
2. June 04, 2013 – Riverton Redevelopment Agency Meeting - 6:20 p.m.
3. June 04, 2013 – Regular City Council Meeting – 6:30 p.m.
4. June 18, 2013 – Riverton Redevelopment Agency Meeting - 6:20 p.m.
5. June 18, 2013 – Regular City Council Meeting – 6:30 p.m.

[7:28:41 PM](#) - Reconvene in Council Conference Room for Work Session. The FTR recording of the Regular City Council Meeting was stopped at this time in the meeting; the following Work Session was recorded on the handheld recorder.

WORK SESSION

1. Discussion of Tentative Budgets for Fiscal Year 2013-2014

City Manager Lance Blackwood introduced the proposed budget and Council Member Roy Tingey reviewed each line item with the other Council Members.

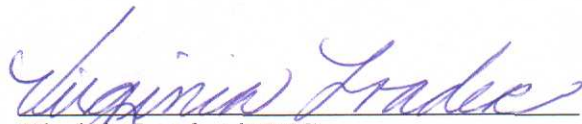
Lisa Dudley, Finance Director, explained and noted changes throughout the budget. Ms. Dudley provided a list of questions from the City Council and said she would follow up with answers.

Further review and discussion of the Tentative Budgets was scheduled for a Work Session on May 21, 2013.

ADJOURN

Council Member Sheldon Stewart **MOVED to adjourn**. Council Member Brent Johnson **SECONDED** the motion. Mayor Applegarth called for discussion on the motion; there being

none, he called for a vote. The vote was as follows: Council Member Johnson-Yes, Leavitt-Yes, Stewart-Yes, Thaxton-Yes and Tingey-Yes. **The motion passed unanimously.** The City Council Meeting adjourned at 9:50 p.m.


Virginia Loader, MMC
Recorder

Approved: CC 06-04-13